

ENTERED

October 15, 2024

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION

JESSE MANUEL SANDOVAL, JR.,

Plaintiff,

VS.

BOBBY LUMPKIN, *et al.*,

Defendants.

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CIVIL ACTION NO. 6:24-CV-00024

ORDER ADOPTING MEMORANDUM AND RECOMMENDATION

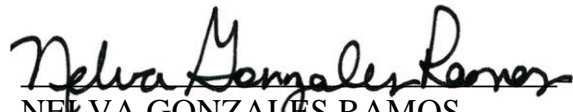
On September 12, 2024, United States Magistrate Judge Jason B. Libby issued his “Memorandum and Recommendation” (D.E. 8), recommending that certain claims be retained and others be dismissed. Plaintiff was provided proper notice of, and opportunity to object to, the Magistrate Judge’s memorandum and recommendation. Fed. R. Civ. P. 72(b); 28 U.S.C. § 636(b)(1); General Order No. 2002-13. No objections have been timely filed.

When no timely objection to a magistrate judge’s memorandum and recommendation is filed, the district court need only satisfy itself that there is no clear error on the face of the record and accept the magistrate judge’s memorandum and recommendation. *Guillory v. PPG Indus., Inc.*, 434 F.3d 303, 308 (5th Cir. 2005) (citing *Douglass v. United Servs. Auto Ass’n*, 79 F.3d 1415, 1420 (5th Cir. 1996)).

Having reviewed the findings of fact and conclusions of law set forth in the Magistrate Judge’s memorandum and recommendation (D.E. 8), and all other relevant

documents in the record, and finding no clear error, the Court **ADOPTS** as its own the findings and conclusions of the Magistrate Judge. Accordingly, the Court **RETAINS** the First Amendment and RLUIPA claims against TDCJ Director Bobby Lumpkin in his official capacity for injunctive relief only. The Court **DISMISSES WITHOUT PREJUDICE** Plaintiff's claims against Director Lumpkin in his official capacity for monetary damages.

ORDERED on October 15, 2024.


NELVA GONZALES RAMOS
UNITED STATES DISTRICT JUDGE